

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
Charlottesville Division**

<b>JOSEPH DRAEGO,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
v.	)	<b>Civil Action No.: 3:20-cv-37</b>
	)	
<b>RASHALL M. BRACKNEY, <i>et al.</i>,</b>	)	
	)	
<b><u>Defendants.</u></b>	)	

**NOTICE OF INTENT TO SUBMIT MOTION FOR CONSIDERATION**

Defendant Joseph D. Platania respectfully notifies the Court that he does not intend to reply to the Plaintiff's submission (ECF No. 17) in response to the Defendant's Motion to Dismiss (ECF No. 9). Furthermore, pursuant to Local Rule 11(b), Defendant notifies the Court that all Defendants agree to the submission of the motion, and all papers filed in connection therewith, without a hearing. Defendant acknowledges that Plaintiff has expressed a desire for a hearing before the Court, but Defendant does not believe a hearing is necessary to aid the Court in deciding the legal issues presented in the briefs. Should the Court decide to hold a hearing on the motion, Defendant stands ready to appear.

Respectfully submitted,

/s/

A. Anne Lloyd (VSB No. 79105)

Assistant Attorney General

Blaire Hawkins O'Brien (VSB No. 83961)

Assistant Attorney General

Office of the Attorney General

202 North 9<sup>th</sup> Street

Richmond, Virginia 23219

Telephone: (804) 786-5315

Telephone: (804) 371-0977

Facsimile: (804) 371-2087

Email: alloyd@oag.state.va.us

Email: bo'brien@oag.state.va.us

*Counsel for Defendant Joseph D. Platania*

Mark R. Herring  
Attorney General of Virginia

Victoria N. Pearson  
Samuel T. Towell  
Deputy Attorneys General

**CERTIFICATE OF SERVICE**

I hereby certify that on August 28, 2020, copies of the foregoing were served on the *pro se* party of record, via UPS, at the address listed below, and were sent by email to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's CM/ECF System.

Joseph Draego  
730 Montei Drive  
Earlysville, VA 22936

Respectfully submitted,

/s/\_\_\_\_\_  
A. Anne Lloyd (VSB No. 79105)  
Assistant Attorney General  
Blair Hawkins O'Brien (VSB No. 83961)  
Assistant Attorney General  
Office of the Attorney General  
202 North 9<sup>th</sup> Street  
Richmond, Virginia 23219  
Telephone: (804) 786-5315  
Telephone: (804) 371-0977  
Facsimile: (804) 371-2087  
Email: alloyd@oag.state.va.us  
Email: bo'brien@oag.state.va.us

*Counsel for Defendant Joseph D. Platania*